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Ordinance No. 32268

An Ordinance vacating a portion of Sixteenth Street.

WHEREAS, due notice was given by advertisement thereof for four successive weeks, to-wit from the 11th day of July, 1916, to the 11th day of August, 1916, both dates inclusive, in the Daily Bulletin, the City Official newspaper published in the City of Portland, that at a regular meeting of the Council of said City of Portland to be held on the 16th day of August, 1916, at 10:00 o'clock, a. m. a petition would be presented to said Council praying for the vacation of all of that part of Sixteenth Street in the City of Portland, County of Multnomah, State of Oregon, more particularly described as follows, to-wit:

The East Ten (10') feet of Sixteenth Street between the south line of Montgomery Street and a line One Hundred (100') feet south of and parallel to the south line of Hall Street, excepting the portions of said East Ten (10') feet lying in Harrison Street, Heights Terrace and Hall Street;

also the West Ten (10') feet of Sixteenth Street between the south line of Montgomery Street and a line One Hundred (100') feet south of and parallel to the south line of Hall Street, excepting the portions of said West Ten (10') feet lying in Heights Terrace and Hall Street, thereby making said Sixteenth Street Sixty (60') feet in width.

which said notice, together with due proof of its publication was filed in the office of the Auditor of The City of Portland on the 12th day of August, 1916, prior to the presentation of said petition to the Council, and

WHEREAS, a petition herein referred to, praying for the vacation of said portion of Sixteenth Street was duly presented to the Council on the date named in said notice, to-wit, on the 16th day of August, 1916, which said petition duly set forth a description of that portion of Sixteenth Street proposed and sought to be vacated and the reasons of such vacation and the purpose for which the ground is proposed to be used, and was duly signed by numerous persons owning property abutting upon said Sixteenth Street, and interested in and desiring the vacation of that part of Sixteenth Street herein described, and

WHEREAS, there was appended to said petition as a part thereof, and as a basis for such vacation, and as a basis for the granting of the prayer of said petition, the consent of the owners in fee simple of at least two-

thirds of the real estate fronting on both sides of said street, part of which is proposed to be vacated, estimated upon the frontage of said street, said frontage commencing at a line drawn equi-distant from the termini of the portion of the street proposed to be vacated, and extending along said proposed vacation the entire length thereof and Two Hundred (200) feet in each direction from the termini thereof, which said consent of owners is in writing and duly acknowledged before an officer authorized to take acknowledgments, and is attached to said petition and filed therewith, with the Auditor of the City of Portland, and

WHEREAS, the Council, upon the presentation of said petition and the filing of proof of publication of the notice thereof, did fix a meeting of said Council to be held on the 25th day of August, 1916, at 10:00 o'clock a. m. as the time for hearing said petition and any objections which might be filed thereto if any there be, and

WHEREAS, at the said time fixed by the Council for hearing said petition and any objections which might be filed thereto, said petition was duly considered by the Council, and the Council did ascertain and determine at that time and does now hereby ascertain, determine and find that all the foregoing recited facts are true and that all the acts and things above recited have been done as required by the Charter of the City of Portland, and that the consent of the owners in fee simple of at least two-thirds of the real estate fronting on both sides of said street, part of which is proposed to be vacated, estimated upon the frontage of said street, said frontage commencing at a line drawn equi-distant from the termini of the portion of the street proposed to be vacated, and extending along such proposed vacation the entire length thereof and Two Hundred (200) feet in each direction from the termini thereof, had been obtained in writing and duly acknowledged before an officer authorized to take acknowledgments, and was attached to and filed with said petition, and that no objections to the vacation of said portion of said street had or have been made or filed, and that the public interest will not be prejudiced by the vacation of said portion of said Sixteenth Street, and

WHEREAS, the Council did grant the prayer of said petition in its entirety and does hereby cause said action and said findings to be made a matter of record, now therefore

The City of Portland Does Ordain as Follows:

Section 1. The Council of The City of Portland hereby finds and determines that all of the facts hereinabove recited are true; that all of the acts and things above

recited have been done and performed as herein set forth, and as required by the Charter of The City of Portland. The Council finds and determines that the owners of at least two-thirds of the real estate fronting upon both sides of the said street, part of which is proposed to be vacated, estimated upon the frontage of the street said frontage commencing at a line drawn equal-distant from the termini of the portion of the street proposed to be vacated, and extending along such proposed vacation the entire length thereof and Two Hundred (200') feet in each direction from the termini thereof, have given their consent, which said consent of owners is in writing and duly acknowledged before an officer authorized to take acknowledgments, and is and was attached to said petition and filed therewith with the Auditor of the City of Portland. The Council further determines and finds that no objection or objections to the vacation of said portion of said street had or have been made or filed, and that the public interest will not be prejudiced by the vacation of the portion of said Sixteenth Street herein described.

Section 2. That all of the following described portion of Sixteenth Street in the City of Portland, County of Multnomah, State of Oregon, be and hereby is vacated, to-wit:

The East Ten (10') feet of Sixteenth Street between the south line of Montgomery Street and a line One Hundred (100') feet south of and parallel to the south line of Hall Street, excepting the portions of said East Ten (10') feet lying in Harrison Street, Heights Terrace and Hall Street -

Also the West Ten (10') feet of Sixteenth Street, between the south line of Montgomery Street and a line One Hundred (100') feet south of and parallel to the south line of Hall Street, excepting the portions of said West Ten (10') feet lying in Heights Terrace and Hall Street, thereby making said Sixteenth Street Sixty (60') feet in width;

and the vacation of said described portion of Sixteenth Street is hereby made a matter of record.

Passed by the Council NOV 1 - 1916

H. B. ALBEE
Mayor of The City of Portland.

Submitted to the Mayor NOV 3 - 1916
Approved, NOV 4 - 1916

A. L. Garburn
Auditor of The City of Portland.